

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

SUSANA A. RUBALCABA, *individually  
and on behalf of all those similarly  
situated,*

Plaintiff,

v.

QVC, INC.,

Defendant.

Case No. 1:25-cv-00129-JLT-EPG

ORDER RE: NOTICE OF VOLUNTARY  
DISMISSAL

(ECF No. 7)

On April 18, 2025, Plaintiff filed a notice voluntarily dismissing “Plaintiff’s individual claims against Defendant . . . *with* [p]rejudice” and “[t]he claims of the putative class members . . . *without* prejudice” pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) as Defendant has not filed either an answer or a motion for summary judgment. (ECF No. 7, p. 1).

Accordingly, in light of the voluntary dismissal, Plaintiff’s individual claims have been dismissed with prejudice and the putative class claims without prejudice. *See Wilson v. City of San Jose*, 111 F.3d 688, 692 (9th Cir. 1997). The Clerk of Court is respectfully directed to terminate any pending dates and deadlines and to close the case.  
IT IS SO ORDERED.

Dated: **April 21, 2025**

/s/ Eric P. Grogan  
UNITED STATES MAGISTRATE JUDGE